IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and
THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO : 15602 of 2004

Between:

Pooli Varalakshmi, W/o. Poli Aron, Hindu,
R/o. Ramnagaram, Chirala Mandal, Prakasam District.

..... PETITIONER

AND

1.The Government of Andhra Pradesh, rep. by its Secretary, Home Department,Secretariat, Hyderabad.
2. The Superintendent of Police, Ongole, Prakasam District.
3. The Sub-Inspector of Police, Chirala I Town PS, Chirala Mandal, Prakasam District.

.....RESPONDENTS.

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction more particularly one in the nature of Writ of Habeas Corpus directing the respondents herein to produce the detenue by name Pooli Aron, S/o. Peddaraju, Hindu, aged about 32 Years, R/o. Ramnagar, Chirala Mandal, Prakasam District.

Counsel for the Petitioner: Mr.GANDURI NAGESWARA RAO

Counsel for the Respondents: THE ADVOCATE GENERAL

The Court made the following :

ORAL ORDER:

(per The Honourable Sri Devinder Gupta, the Chief Justice)

As per the affidavit in reply filed by K.Srinivasa Chary, Sub-Inspector of Police, II Town Police Station, Chirala, alleged detenu was arrested by the Inspector of Police (Crime), Thirumangalam Circle, Chennai, and, was produced before the XIII Metropolitan Magistrate, Chennai on 1.9.2004. Since the alleged detenu is under lawful custody, no direction requires to be issued in this case. The Writ Petition, therefore, is dismissed.

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DEVINDER GUPTA, C.J.

7.9.2004.

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C.V.RAMULU, J.

VR.

To

1. The Secretary to Government of Andhra Pradesh, Home Department, Secretariat, Hyderabad.
2. The Superintendent of Police, Ongole, Prakasam District.
3. The Sub-Inspector of Police, Chirala I Town PS, Chirala Mandal, Prakasam District.

4. Two CCs to the Advocate-General, High Court Buildings, Hyderabad (OUT).

5. Two CD copies.